

**SUPREME COURT MINUTES
WEDNESDAY, JULY 21, 2004
SAN FRANCISCO, CALIFORNIA**

S124494

B162235 Second Appellate District,
Division Seven

DORE v. ARNOLD WORLDWIDE INC.
Petition for review granted

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, and Moreno, JJ.

S125171

B160528 Second Appellate District,
Division Seven

LYLE v. WARNER BROTHERS TELEVISION
PRODUCTION et al.
Petition for review granted; issues limited

Respondents' petition for review GRANTED.
Appellant's petition for review denied.

The issues to be briefed and argued are limited to the following issues: (1) Can the use of sexually coarse and vulgar language in the workplace constitute harassment based on sex within the meaning of the Fair Employment & Housing Act (FEHA) (Gov. Code, § 12900 et seq.)? (2) Does the potential imposition of liability under FEHA for sexual harassment based on such speech infringe on defendants' rights of free speech under the First Amendment or the state Constitution?

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, Brown, and Moreno, JJ.

S125572

D040040 Fourth Appellate District,
Division One

PEOPLE v. MURPHY
Petition for review granted; issues limited

The issues to be briefed and argued are limited to the following issues: (1) Whether exigent circumstances justified officers' noncompliance with the knock-notice rule in conducting a probation search of defendant's residence, and (2) if not, whether the inevitable discovery doctrine applies to the knock-notice violation?

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, Brown, and Moreno, JJ.

S124395

C042493 Third Appellate District
C043377

SACRAMENTO POLICE OFFICERS ASSOC. v.
CITY OF SACRAMENTO

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *Claremont Police Officers Assn. v. City of Claremont*, S120546 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, Brown, and Moreno, JJ.

S124914

H023991 Sixth Appellate District

JASMINE NETWORKS v. MARVELL
SEMICONDUCTOR

Review granted/briefing deferred (rule 29.1) - civil case

Further action in this matter is deferred pending consideration and disposition of a related issue in *Rico v. Mitsubishi Motors Corp.*, S123808 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, and Moreno, JJ.

S124394

FELTS (NORMAN P.) ON H.C.

Order to show cause issued; returnable in CA 2/2

Request for judicial notice granted.

The Sheriff of the County of Los Angeles is ordered to show cause returnable before the Court of Appeal, Second Appellate District, Division Two, when the matter is ordered on calendar, why petitioner is not entitled to the relief requested. The return is to be filed on or before August 20, 2004.

Votes: George, C.J., Kennard, Werdegar,
Brown, and Moreno, JJ.

S125138

C036854 Third Appellate District

PEOPLE v. MEEKS

Petition for review granted; transferred to CA 3

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and to reconsider the cause in light of *People v. Britt* (2004) 32 Cal.4th 944. (Cal. Rules of Court, rule 29.3(d).)

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown, and Moreno, JJ.

S125478

E035928 Fourth Appellate District,
Division Two

ROMAN (MICHAEL DEMETRIUS) ON H.C.

Review granted; transferred to CA 4/2 to issue OSC

The matter is transferred to the Fourth Appellate District, Division Two. That court is ordered to vacate its summary denial order dated June 1, 2004, and is further ordered to issue an order to show cause, returnable before itself. The Director of Corrections is to be ordered to show cause, when the matter is placed on calendar, why the relief prayed for should not be granted. (See *People v. West* (1984) 154 Cal.App.3d 100, 107-108; *People v. Smith* (2003) 110 Cal.App.4th 1072, 1080, fn. 10.) The return is to be filed on or before August 20, 2004.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown, and Moreno, JJ.

S124507

G031367 Fourth Appellate District,
Division Three

WHALEN-CAMACHO v. GMRI INC.

Petition for review denied

S124559

C046275 Third Appellate District

BANKS (PATRICK WILLIAM) ON H.C.

Petition for review denied

Brown, J., was recused and did not participate.

S124597

A103731 First Appellate District,
Division Five

REVERSE MORTGAGE CASES, IN RE
Petition for review denied

Chin, J., was recused and did not participate.

S124602

C043934 Third Appellate District

EL DORADO, COUNTY OF v. FIRST FEDERAL
PROPERTIES, INC. (WINSTEAD)
Petition for review denied

S124659

E033205 Fourth Appellate District,
Division Two

ADAD, LLC. v. CITY OF MORENO VALLEY
Petition for review denied

S124678

H025237 Sixth Appellate District

MACDONALD v. ASPECT DEVELOPMENT INC.
Petition for review denied

S124682

G032412 Fourth Appellate District,
Division Three

ORANGE, COUNTY OF v. BEZAIRE (RENEE M.)
Petition for review denied

Kennard, J., and Baxter, J., are of the opinion
the petition should be granted.

S124725

E033862 Fourth Appellate District,
Division Two

MOUNT SAN JACINTO COMMUNITY COLLEGE v.
S.C. (AZUSA PACIFIC UNIVERSITY)
Petition for review denied

S124730

B174929 Second Appellate District,
Division Seven

MILLER (DONALD) ON H.C.
Petition for review denied

Brown, J., was recused and did not participate.

S124750

G032020 Fourth Appellate District,
Division Three

EHRENCLOU v. MACDONALD; ANIMAL LEGAL
DEFENSE FUND.
Petition for review denied

S124771

B166080 Second Appellate District,
Division Six

BLACKBURN v. CHARNLEY
Petition for review denied

S124777

B158824 Second Appellate District,
Division Five

SUPERIOR GUNITE v. RALPH D. MITZEL, INC.
Petition for review denied

S124857

E035758 Fourth Appellate District,
Division Two

FLORATOS, LOSS & DEVINE v. S.C. (WILSON)
Petition for review denied

S124863

F045371 Fifth Appellate District

THOMPSON (RODERICK K.) ON H.C.
Petition for review denied

Baxter, J., was recused and did not participate.

S124965

A097648 First Appellate District,
Division Three

PEOPLE v. REYES
Petitions for review denied

S125024

C041142 Third Appellate District

PEOPLE v. PEN
Petitions for review denied

S125073

C046621 Third Appellate District

MCNEELY v. S.C. (PEOPLE)
Petition for review and application for stay denied

S125095

E033219 Fourth Appellate District,
Division Two

PEOPLE v. LEFFEW
Petition for review denied

S125120

B164583 Second Appellate District,
Division Three

PEOPLE v. SANDERS
Petition for review denied

S125126

B166787 Second Appellate District,
Division Three

PEOPLE v. ORTEGA
Petition for review denied

S125162

E031629 Fourth Appellate District,
Division Two

SUHAY v. VIRGINIA SURETY CO.
Petition for review denied

S125180

A100752 First Appellate District,
Division Five

PEOPLE v. MURPHY

Petition for review denied

Kennard, J., Werdegar, J., and Chin, J., are of
the opinion the petition should be granted.

S125192

F041256 Fifth Appellate District

PEOPLE v. BATTAGLIA

Petition for review denied

S125218

D041317 Fourth Appellate District,
Division One

PEOPLE v. DIMAGGIO

Petition for review denied

S125303

B174923 Second Appellate District,
Division Eight

BRAVO (CHRISTOPHER) ON H.C.

Petition for review denied

S125310

G031917 Fourth Appellate District,
Division Three

PEOPLE v. JIMENEZ

Petition for review denied

S125311

H025783 Sixth Appellate District
H027155

PEOPLE v. GIPSON

Petition for review denied

S125318

D041529 Fourth Appellate District,
Division One

PEOPLE v. WHITLOW

Petition for review denied

S125339

B166832 Second Appellate District,
Division Six

PEOPLE v. BERBERYAN

Petition for review denied

S125343

H025609 Sixth Appellate District

PEOPLE v. SUAREZ

Petition for review denied

S125351

B161812 Second Appellate District,
Division Seven

PEOPLE v. MCCOY

Petition for review denied

S125369

A102401 First Appellate District,
Division One

PAINE v. FRANCHISE TAX BOARD

Petition for review denied

S125377

A103905 First Appellate District,
Division One

PEOPLE v. TADIC

Petition for review denied

S125382

D042703 Fourth Appellate District,
Division One

PEOPLE v. HOOKER

Petition for review denied

S125384

G030244 Fourth Appellate District,
Division Three

PEOPLE v. DOMINGUEZ

Petition for review denied

S125411

E033015 Fourth Appellate District,
Division Two

PEOPLE v. CONNER

Petitions for review denied

S125412

D042918 Fourth Appellate District,
Division One

H. (TIMOTHY), IN RE

Petition for review denied

S125416

A103129 First Appellate District,
Division Four

PETTYE v. CITY & COUNTY OF SAN FRANCISCO

Petition for review denied

George, C.J., was recused and did not
participate.

S125444

F034110 Fifth Appellate District

PEOPLE v. CHAVEZ

Petitions for review denied

S125446

E033283 Fourth Appellate District,
Division Two

PEOPLE v. STEWART

Petition for review denied

S125463

B163175 Second Appellate District,
Division Two

PEOPLE v. MERINO

Petition for review denied

S125469

H026229 Sixth Appellate District

PEOPLE v. DIAZ

Petition for review denied

S125475

C046675 Third Appellate District

PEREZ (MICHAEL RENE) ON H.C.

Petition for review denied

S125512

H025075 Sixth Appellate District

PEOPLE v. PATTERSON

Petition for review denied

S125515B166596 Second Appellate District,
Division Seven

PEOPLE v. YOUNG

Petition for review denied

S125520B175650 Second Appellate District,
Division Three

ROBERTS v. S.C. (BUSEY)

Petition for review and application for stay denied

S125523D041961 Fourth Appellate District,
Division One

PEOPLE v. NOURN

Petition for review denied

S125525A101773 First Appellate District,
Division Two

G. (G.), IN RE

Petition for review denied

S125531B174226 Second Appellate District,
Division Seven

SOUTHERN CALIFORNIA PERMANENTE

MEDICAL GROUP v. WCAB; BELVINS

Petition for review denied

Werdegar, J., was recused and did not participate.

S125533

F043488 Fifth Appellate District

PEOPLE v. GRAHAM

Petition for review denied

S125535E033169 Fourth Appellate District,
Division Two

PEOPLE v. BUSTED

Petition for review denied

S125537

B170326 Second Appellate District,
Division Five

PEOPLE v. VASQUEZ
Petitions for review denied

S125539

F042554 Fifth Appellate District

PEOPLE v. SANG
Petition for review denied

S125540

A100713 First Appellate District,
Division Five

CLOYD, CONSERVATORSHIP OF
Petition for review denied

S125541

B164545 Second Appellate District,
Division Three

PEOPLE v. REIBER
Petition for review denied

S125548

B171363 Second Appellate District,
Division Five

PEOPLE v. MICHAU
Petition for review denied

S125549

B164681 Second Appellate District,
Division One

HAWTHORNE PLAZA v. M & A GABAE
Petition for review denied

S125562

D041673 Fourth Appellate District,
Division One

PEOPLE v. JOHNSON
Petition for review denied

S125564

H026379 Sixth Appellate District

PEOPLE v. HILL
Petition for review denied

S125571

D044230 Fourth Appellate District,
Division One

LORANDA CORPORATION v. S.C. (SEGAL)
Petition for review denied

S125577

B167082 Second Appellate District,
Division Six

PEOPLE v. RAMOS
Petition for review denied

S125584

B169067 Second Appellate District,
Division Eight

PEOPLE v. SMITH (STERLYN)

Petition for review denied

S125596

A106496 First Appellate District,
Division Four

WOODS (EARNEST C.) ON H.C.

Petition for review denied

S125604

B166930 Second Appellate District,
Division Three

PEOPLE v. CRUZ

Petition for review denied

S125623

A102250 First Appellate District,
Division Four

PEOPLE v. STEWARD

Petition for review denied

S125624

F044403 Fifth Appellate District

C. (MARIA), IN RE

Petition for review denied

S125631

F042280 Fifth Appellate District

PEOPLE v. AVALOS

Petition for review denied

S125632

B171927 Second Appellate District,
Division Three

PEOPLE v. RANDOLPH

Petition for review denied

Request for judicial notice granted.

S125634

E035237 Fourth Appellate District,
Division Two

RIKER v. S.C. (PEOPLE)

Petition for review denied

S125635

C041634 Third Appellate District

PEOPLE v. CHALFANT

Petition for review denied

S125646

F041975 Fifth Appellate District

PEOPLE v. ELLIFF

Petition for review denied

S125665

F043228 Fifth Appellate District

PEOPLE v. CRABB

Petition for review denied

Baxter, J., was recused and did not participate.

S125703

C041459 Third Appellate District

PEOPLE v. CERVANTES

Petition for review denied

S125711

F043458 Fifth Appellate District

PEOPLE v. BLAIR

Petitions for review denied

S125729

F043182 Fifth Appellate District

PEOPLE v. ROMINE

Petition for review denied

S125851A106792 First Appellate District,
Division Four

CIGNA CORP. v. S.C. (SMITH, STEVEN)

Petition for writ of mandate/prohibition denied

S126356

F045794 Fifth Appellate District

SHAMBLIN v. S.C. (PEOPLE)

Petition for review and application for stay denied

S119685

TERRY (KELLY) ON H.C.

Petition for writ of habeas corpus denied

S119823

ERBES (JAMES) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)**S119873**

ESTRADA (MIGUEL ANGEL) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)**S119891**

ROBERSON (GARY LEE) ON H.C.

Petition for writ of habeas corpus denied

S119894

ESTEVEZ (FERNANDO) ON H.C.

Petition for writ of habeas corpus denied

S119904

DAVIS (EMMETT) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S119917

MARTINEZ (ALEJANDRO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Waltreus* (1965) 62 Cal.2d 218.)

S119920

REEVES (HORACE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S119921

MARIN (JUAN C.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

S119954

SANCHEZ (MIGUEL) ON H.C.
Petition for writ of habeas corpus denied

S121261

ERBES (JAMES) ON H.C.
Petition for writ of habeas corpus denied

S121335

SANCHEZ (ALEX) ON H.C.
Petition for writ of habeas corpus denied

S121340

CHRISTMAN (FELIX) ON H.C.
Petition for writ of habeas corpus denied

S121343

MARCUS (SONJA) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S122154

WASHINGTON (KENNETH) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S122340

COLES (JAMEEL) ON H.C.
Petition for writ of habeas corpus denied

S122380

CLARK (DARRYL NOLAN) ON H.C.
Petition for writ of habeas corpus denied

S123063

MITCHELL (NORMAN) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S123064

SMITH (JAMES EARL) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S123099

SHIVERS (KERMIT) ON H.C.
Petition for writ of habeas corpus denied

S123491

ALEGRE (THERESA G.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S123495

CEJA (JESSE) ON H.C.
Petition for writ of habeas corpus denied

S125551

LEMONS (GLEN DALE) ON H.C.
Petition for writ of habeas corpus denied

S125775HAWKINS (HOMER) ON H.C.
Petition for writ of habeas corpus denied**S124476**B160586 Second Appellate District,
Division OneREZEC v. SONY PICTURES ENTERTAINMENT
Depublication request denied (case closed)**S125468**B162407 Second Appellate District,
Division TwoCEAZAN v. SAINT JOHN'S HOSPITAL HLTH CNTR
Publication request denied (case closed)**S125641**G032076 Fourth Appellate District,
Division ThreePEOPLE v. JOHNSON
Depublication request denied (case closed)**S125753**

C042707 Third Appellate District

F&H CONSTRUCTION v. ITT HARTFORD INS. CO.
Depublication request denied (case closed)**S125945**E034134 Fourth Appellate District,
Division TwoPEOPLE v. S.C.(RIKER)
Publication request denied (case closed)**S125958**B164279 Second Appellate District,
Division FivePEOPLE v. CARTER
Publication request denied (case closed)**S103689**

C029333 Third Appellate District

PEOPLE v. JONES
Time extended to consider modification or rehearingFinality of the opinion in the above-entitled case
is hereby extended to and including August 20,
2004.**S113359**G028272 Fourth Appellate District,
Division ThreeNOLAN v. CITY OF ANAHEIM
Time extended to consider modification or rehearingto September 29, 2004, or date upon which
rehearing is either granted or denied, whichever
occurs first.

S124490

H025922 Sixth Appellate District

PEOPLE v. MOORE

Time extended to grant or deny review

to August 31, 2004

S125088B174414 Second Appellate District,
Division Seven

CREDIT SUISSE LEASING v. S.C. (KLINE)

Time extended to grant or deny review

to August 23, 2004

S125089B174332 Second Appellate District,
Division ThreeMEHRDAD AHRABLOU, D.C. v. BOARD OF
CHIROPRACTIC EXAMINERS

Time extended to grant or deny review

to August 20, 2004.

S125228B150919 Second Appellate District,
Division Three

PEOPLE v. CERVANTES

Time extended to grant or deny review

to September 3, 2004

S125236B164649 Second Appellate District,
Division Four

PEOPLE v. CHACON

Time extended to grant or deny review

to August 30, 2004.

S125237B174937 Second Appellate District,
Division Eight

PLUTH (MICHAEL) ON H.C.

Time extended to grant or deny review

to August 20, 2004.

S125240B163114 Second Appellate District,
Division SevenFASHION 21 v. COALITION FOR HUMANE
IMMIGRANT RIGHTS OF L.A.

Time extended to grant or deny review

to August 30, 2004

S125271

H027167 Sixth Appellate District

BORBA v. WCAB;TRIPLE E LIVESTOCK & LAND

Time extended to grant or deny review

to September 1, 2004

S125316

B169068 Second Appellate District,
Division One

PEOPLE v. RIN

Time extended to grant or deny review

to September 2, 2004.

S125346

E035840 Fourth Appellate District,
Division Two

GARVEY (MICHEAL DEAN) ON H.C.

Time extended to grant or deny review

to September 3, 2004.

S125367

G031165 Fourth Appellate District,
Division Three

GARABEDIAN v. LOS ANGELES CELLULAR
TELEPHONE COMPANY

Time extended to grant or deny review

to September 3, 2004.

S125401

H021153 Sixth Appellate District

DVD COPY CONTROL ASSOC. v. BUNNER

Time extended to grant or deny review

to September 3, 2004

S125404

B174982 Second Appellate District,
Division Six

H. (NATHANIEL) ON H.C.

Time extended to grant or deny review

to September 3, 2004.

S125415

E035786 Fourth Appellate District,
Division Two

CRAWLEY (JON R.) ON H.C.

Time extended to grant or deny review

to September 7, 2004.

S125420

B162750 Second Appellate District,
Division One

PEOPLE v. GARCIA

Time extended to grant or deny review

to September 3, 2004

S125440

E035857 Fourth Appellate District,
Division Two

BAKER (FRED L.) ON H.C.

Time extended to grant or deny review

to September 7, 2004.

S125443

C042378 Third Appellate District

WETZEL v. GETZ

Time extended to grant or deny review

to September 3, 2004

S125445B168413 First Appellate District,
Division Three

TRAN (JASON LEE) ON H.C.

Time extended to grant or deny review

to September 3, 2004.

S125450A095215 First Appellate District,
A096717 Division Four

RASHEDI v. MCCUE

Time extended to grant or deny review

to and including September 8, 2004, or the date
upon which review is either granted or denied.**S125452**A099569 First Appellate District,
Division Three

PEOPLE v. WELLS

Time extended to grant or deny review

to September 3, 2004

S125456A106125 First Appellate District,
Division Two

SMITH (BRYAN A.) ON H.C.

Time extended to grant or deny review

to September 8, 2004.

S125479E035874 Fourth Appellate District,
Division Two

BAILEY (GEORGE) ON H.C.

Time extended to grant or deny review

to September 9, 2004

S125481A103554 First Appellate District,
Division Four

MOORE v. CASSIL

Time extended to grant or deny review

to September 9, 2004

S125514E035871 Fourth Appellate District,
Division Two

RUCKER (WILLIE C.) ON H.C.

Time extended to grant or deny review

to September 10, 2004.

S125566

G032029 Fourth Appellate District,
Division Three

PEOPLE v. MCDONALD

Time extended to grant or deny review

to September 9, 2004.

S125574

H027306 Sixth Appellate District

PARROTT (RUDOLPH) ON H.C.

Time extended to grant or deny review

to September 14, 2004.

S125621

A106706 First Appellate District,
Division Five

LIEBB (STEPHEN) ON H.C.

Time extended to grant or deny review

to September 16, 2004

S029011

PEOPLE v. SOLOMON (MORRIS, JR.)

Extension of time granted

to September 13, 2004 to file respondent's brief. After that date, only five further extensions totaling about 300 additional days are contemplated. Extension is granted based upon Deputy Attorney General David Andrew Eldridge's representation that he anticipates filing that brief by 7/15/2005.

S033360

PEOPLE v. WALLACE (KEONE)

Extension of time granted

to August 20, 2004 to file respondent's brief. Extension is granted based upon Deputy Attorney General Alison Elle Aleman's representation that she anticipates filing that brief by 8/20/2004. After that date, no further extension will be granted.

S033901

PEOPLE v. THOMPSON (CATHERINE)

Extension of time granted

to August 18, 2004 to file appellant's opening brief. After that date, no further extension is contemplated. Counsel is ordered to inform his

or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S035348

PEOPLE v. SMITH (ROBERT L.)

Extension of time granted

to September 13, 2004 to file respondent's brief. After that date, only one further extension totaling about 32 additional days will be granted. Extension is granted based upon Deputy Attorney General Dorian Jung's representation that he anticipates filing that brief by 10/15/2004.

S046848

PEOPLE v. DALTON (KERRY LYN)

Extension of time granted

to September 27, 2004 to file appellant's opening brief. After that date, only three further extensions totaling about 180 additional days will be granted. Extension is granted based upon Senior Deputy State Public Defender Denise Anton's representation that she anticipates filing that brief by 3/24/2005.

S056391

PEOPLE v. WILLIAMS (BOB)

Extension of time granted

to September 1, 2004 to file the respondent's brief. After that date, only one further extension totaling about 30 additional days will be granted. Extension is granted based upon Deputy Attorney General Carl Meyers's representation that he anticipates filing that brief by 10/1/2004.

S065720

PEOPLE v. VINES (SEAN VENYETTE)

Extension of time granted

to September 20, 2004 to file appellant's opening brief. The court anticipates that after that date, only two further extensions totaling

about 120 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S116605

NAKAHARA (EVAN T.) ON H.C.

Extension of time granted

to August 16, 2004 to file the reply to the informal response to the petition for writ of habeas corpus. Extension is granted based upon Deputy State Public Defender Gary D. Garcia's representation that he anticipates filing that document by 8/16/2004. After that date, no further extension will be granted.

S120249

SAMAYOA (RICHARD) ON H.C.

Extension of time granted

to September 23, 2004 to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 40 additional days will be granted. Extension is granted based upon counsel Glen Niemy's representation that he anticipates filing that document by 9/30/2004.

S121562

VEASLEY (CHAUNCEY) ON H.C.

Extension of time granted

to August 17, 2004 to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 30 additional days will be granted. Extension is granted based upon counsel David Joseph Macher's representation that he anticipates filing that document by 9/17/2004.

S123832
C043716 Third Appellate District

AGUA CALIENTE BAND OF CAHUILLA INDIANS
v. S.C. (FAIR POLITICAL PRACTICES COMM.)
Extension of time granted

to September 21, 2004 and file petitioner's
opening brief on the merits

S125755

RAMIREZ (RICHARD) ON H.C.
Extension of time granted

to August 23, 2004 to file the informal response
to the petition for writ of habeas corpus. After
that date, only two further extensions totaling
about 60 additional days will be granted.
Extension is granted based upon Deputy
Attorney General Jeffrey B. Kahan's
representation that he anticipates filing that
document by 10/21/2004.

S125755

RAMIREZ (RICHARD) ON H.C.
Order filed

Petitioner's "Application to File Under Seal
Exhibits to Petition for Writ of Habeas Corpus,"
filed June 24, 2004, is granted in part as to
exhibit 1A. (See Pen. Code, § 987.9, subd. (a).)

The document entitled, "Sealed Exhibits to
Petition for Writ of Habeas Corpus," received
by this court on June 21, 2004, is ordered
returned to petitioner. Petitioner is ordered to
resubmit exhibit 1A only, which shall be filed
under seal. The Clerk is ordered to provide a
copy of exhibit 1A to respondent at his request.

Petitioner's Application is denied in part as
to exhibit 1B without prejudice to a new
application that comports with the requirements
of California Rules of Court, rule 12.5(e)(2).

S017869

PEOPLE v. HUGHES (KRISTIN WILLIAM)
Withdrawal of counsel allowed by order

Good cause appearing, the application of
appointed counsel for permission to withdraw as
attorney of record for condemned prisoner

Kristin William Hughes, filed June 23, 2004, is granted.

The order appointing the State Public Defender as counsel of record for condemned prisoner Kristin William Hughes, filed April 29, 1991, is hereby vacated.

Wesley A. Van Winkle is hereby appointed as attorney of record for condemned prisoner Kristin William Hughes. Counsel is appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S076785

PEOPLE v. RANGEL (PEDRO)
Counsel appointment order filed

Upon request of appellant for appointment of counsel, Charles M. Bonneau is hereby appointed to represent appellant Pedro Rangel, Jr., for both the direct appeal and related state habeas corpus/executive clemency proceedings in the above automatic appeal now pending in this court.

S034072

PEOPLE v. CURL (ROBERT ZANE)
Motion denied

Appellant's "Motion for (1) The Court-Ordered Disqualification of the Hon. Stephen J. Kane; (2) the Court-Ordered Disqualification of the Fresno County Superior Court; and (3) For a Change of Venue Due to Court-Ordered Disqualification," filed on April 1, 2004, is denied.

S040471

PEOPLE v. POLLOCK (MILTON RAY)
Order filed

Court's 150-day statement.

S126200

B175454 Second Appellate District,
B172962 Division Two

BORDERS (GARRET) v. S.C. (PEOPLE)
Transferred to CA 2, with cite to *Hagan*.

S099345

SUSPENSION OF ATTORNEYS PURSUANT TO
RULE 962, CALIFORNIA RULES OF COURT
Order filed

Having been provided proof of compliance pursuant to Family Code 17520, the suspension of **ENRIQUE RAMIREZ** pursuant to our order filed on June 24, 2004, is hereby terminated. This order is final forthwith.

S126357

RULE 962 SUSPENSION
Order filed

The Executive Director/Secretary of the State Bar of California having on the **16th day of July 2004** filed in this court its resolution recommending suspension from practice and membership in the State Bar of California of the members hereinafter named whose names appear on the certified list prepared by the California Department of Child Support Services as being in arrears in payment of support obligations and who have failed to obtain a release from the appropriate local Child Support agency; and it being provided by Family Code section 17520 that any member so failing must be suspended from membership;

IT IS ORDERED that the persons hereinafter named are and each of them is suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after August 23, 2004;

IT IS FURTHER ORDERED that upon receipt by the State Bar of California of a release issued by the appropriate local Child Support agency pursuant to Family Code section 17520, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this Court and such person shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto;

IT IS FURTHER ORDERED that until restored as above provided each of the persons

named shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding oneself out to the public as an attorney or counsel at law.

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER.)

Bar Misc. 4186

IN THE MATTER OF THE APPLICATION OF THE
COMMITTEE OF BAR EXAMINERS OF THE
STATE BAR OF CALIFORNIA FOR ADMISSION
OF ATTORNEYS

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

A104995 First Appellate District

C.J.A. CORPORATION v. TRANSACTION
FINANCIAL CORPORATION
Order filed

The above-entitled matter, now pending in the Court of Appeal, First Appellate District, is transferred from Division Four to Division Three.

